

AUG 01 2007

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TO: **Mail Stop Petitions - United States Patent and Trademark Office**

Fax No. 571-273-8300

Phone No.

FROM: **Donita Konrad** (Typed or printed name of person signing Certificate)

Fax No. 513-634-6108

Phone No. 513-634-9298

Application No.: 09/937,263

Inventor(s): Kevin John Ashton

Filed: September 24, 2001

Docket No.: CM2094

Confirmation No.: 6594

**FACSIMILE TRANSMITTAL SHEET AND****CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §1.8**

*I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on August 1, 2007, to the above-identified facsimile number.*

*Donita Konrad* (Signature)

Listed below are the item(s) being submitted with this Certificate of Transmission:\*\*

- 1) Petition for Revival of an Application for Patent Abandoned Unintentionally (2 pgs.)
- 2) Notice of Appeal (1 pg.)
- 3)
- 4)
- 5)

Number of Pages Including this Page: 4

**Comments:**

**\*\*Note:** Each paper must have its own certificate of transmission, OR this certificate must identify each submitted paper.

(FAX-USPTO.doc Revised 11/18/2005)

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PTO/SB/64

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number  
**CM2094**

First Named Inventor: Kevin John Ashton

Application No.: 09/937,263

Art Unit: 2125

Filed: September 24, 2001

Examiner: Maria N. Von Buhr

Title: Storage System

Attention: Office of Petitions  
Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

☒ Authorization is given to charge the required fee under 37 CFR 1.17(m), and any additional fees that may be required in connection with submission of this petition, or to credit any overpayment, to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company.

**2. Reply and/or Issue Fee**

A. The reply to the last Communication from the Office in the form of a Notice of Appeal (identify type of reply):

- ☐ has been filed previously on \_\_\_\_\_  
☒ is enclosed herewith.

B. The issue fee(s)

- ☐ has been paid previously on \_\_\_\_\_  
☐ transmittal form is enclosed herewith.

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This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

PTO/SB/64

## 3. Terminal disclaimer

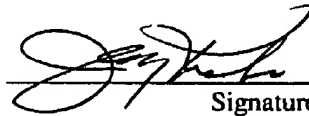
☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and(D))].

8-1-2007

Date



Signature

Telephone Number: (513) 634-9959

Jay A. Krebs

Typed or printed name

CUSTOMER NO.: 27752Enclosures: ☒ Authorization to charge fee(s)☒ Reply☐ Issue Fee(s) Transmittal Form☐ Terminal Disclaimer Form☐ Additional sheets containing statements establishing unintentional delay☐ \_\_\_\_\_

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(Revised for P&amp;G use 04/25/2006)